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Agenda item 138
Nationality of natural persons in relation to the succession of States

Draft resolution

Nationality of natural persons in relation to the succession of States

The General Assembly,

Having examined the item entitled "Nationality of natural persons in relation to the succession of States",

Recalling its resolution 54/112 of 9 December 1999, in which it decided to consider at its fifty-fifth session the draft articles on nationality of natural persons in relation to the succession of States prepared by the International Law Commission,

Recalling also its resolution 55/153 of 12 December 2000, to which the articles on nationality of natural persons in relation to the succession of States are annexed,

Taking into consideration the comments and observations of Governments[1] and the discussion held in the Sixth Committee at the fifty-ninth session of the General Assembly[2] on the question of nationality of natural persons in relation to the succession of States, in particular, to preventing the occurrence of statelessness as a result of a succession of States,

Taking note, in this regard, of the efforts made at the regional level towards the elaboration of a legal instrument on the avoidance of statelessness in relation to State succession,

1. *Reiterates* its invitation to Governments to take into account, as appropriate, the provisions contained in the articles in dealing with issues of nationality of natural persons in relation to the succession of States contained in the annex to its resolution 55/153;

[1] A/59/180 and Add.1 and 2.
[2] See A/C.6/59/SR.15.

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2. *Encourages* States to consider, as appropriate, at the regional or subregional levels the elaboration of legal instruments regulating questions of nationality of natural persons in relation to the succession of States, with a view, in particular, to preventing the occurrence of statelessness as a result of a succession of States;

3. *Invites* Governments to submit comments concerning the advisability of elaborating a legal instrument on the question of nationality of natural persons in relation to the succession of States, including the avoidance of statelessness as a result of a succession of States;

4. *Decides* to include in the provisional agenda of its sixty-third session the item entitled "Nationality of natural persons in relation to the succession of States".